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UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

RUSSELL ALIPOT,) Case No. CV 09-08431 DDP (Ex)
12 Plaintiff,)
13 v.) **Order Granting Defendant's Motion
to Dismiss**
14 AURORA LOAN SERVICES, LLC,)
15 Defendant.) [Motion filed on December 7,
16) 2009]
16 _____)

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18 Presently before the Court is Defendant Aurora Loan Services,
19 LLC's Motion to Dismiss Plaintiff's Complaint. Because Plaintiff
20 has neither filed an opposition nor a notice of non-opposition, the
21 Court GRANTS Defendant's Motion.

22 Central District of California Local Rule 7-9 requires an
23 opposing party to file an opposition or a statement of non-
24 opposition to any motion at least fourteen (14) days prior to the
25 date designated for hearing the motion. C.D. CAL. L.R. 7-9.

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1 Additionally, Local Rule 7-12 provides that "[t]he failure to file
2 any required paper, or the failure to file it within the deadline,
3 may be deemed consent to the granting or denial of the motion."

4 C.D. CAL. L.R. 7-12.

5 The hearing on Defendant's Motion to Dismiss was scheduled for
6 January 25, 2010. Plaintiff's opposition or statement of non-
7 opposition was therefore due by January 11, 2009. As of the date
8 of this Order, Plaintiff has not filed any response to Defendant's
9 Motion, or any other papers that could be construed as a request
10 for an extension of time to file or a request to move the hearing
11 date. Accordingly, the Court deems Plaintiff's failure to oppose
12 consent to granting Defendant's Motion to Dismiss.

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14 IT IS SO ORDERED.

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17 Dated: January 25, 2010



DEAN D. PREGERSON
United States District Judge

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